

Regular Session, 2009

HOUSE BILL NO. 726

BY REPRESENTATIVE AUBERT

TRANSPORTATION DEPT: Authorizes the governor to delegate authority to DOTD to waive certain permit requirements during times of emergency

1 AN ACT

2 To enact R.S. 32:387(L), relative to special permits issued by the Department of  
3 Transportation and Development; to authorize the governor to delegate authority to  
4 the secretary of the Department of Transportation and Development to waive certain  
5 permit requirements during certain times; to authorize the Department of  
6 Transportation and Development to promulgate rules and regulations; and to provide  
7 for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 32:387(L) is hereby enacted to read as follows:

10 §387. Special permits

11 \* \* \*

12 L. Notwithstanding any other provision of law to the contrary, the governor  
13 may delegate authority to the secretary to waive the requirements of the rules and  
14 regulations promulgated by the department relative to the issuance of special permits  
15 for purposes of disaster, emergency, or emergency preparedness. For the purposes  
16 of this Subsection, "disaster", "emergency", or "emergency preparedness" are  
17 defined as provided in R.S. 29:723.

18 Section 2. The Department of Transportation and Development shall promulgate  
19 rules and regulations, in accordance with the provisions of the Administrative Procedure Act,  
20 R.S. 49:951, et seq., as are necessary for the implementation of this Act.

## DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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Aubert

HB No. 726

**Abstract:** Authorizes the governor to delegate authority to the secretary of DOTD to waive certain permit requirements during certain times.

Present law requires special permits to be issued by the secretary of DOTD for vehicles that do not conform with certain state laws relating to size, width, height, length, and weight of loads.

Proposed law provides that the governor may authorize the secretary of DOTD to waive DOTD rules and regulations for issuance of special permits for vehicles that do not conform with certain state laws relating to size, width, height, length, and weight of loads for purposes of disaster, emergency, or emergency preparedness.

(Adds R.S. 32:387(L))

Summary of Amendments Adopted by HouseHouse Floor Amendments to the engrossed bill.

1. Adds provision that the governor may authorize the secretary of DOTD to waive certain DOTD rules and regulations relating to the issuance of special permits.